

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 21, 2002**

Court convened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Moore, Acting P.J., Aronson, J., and Fybel, J. M. Urena, Deputy Clerk attending.

CIVIL JASON THOMPSON et al.
No. v.
G028704 THE MULLER COMPANY et al.

Merits. Cause called. Edmund G. Farrell argues for appellants. David S. Brown argues for respondents Jason Thompson, Michael Eppolito, and Diane Thompson. Dana G. Adelstein argues for respondents Estate of Ken Davis, Dan Davis, and Davis Fluorescent Lighting. Cause submitted.

CIVIL AIRTOUCH COMMUNICATIONS, INC.
No. v.
G028741 NOTT-KILFOIL

Merits. Cause called. Thomas A. Pistone argues for appellant and cross-respondent. Kimberly R. Sayers-Fay argues for respondent and cross-appellant. Appellant or respondent to file a letter by October 28, 2002, informing the court of the resolution of the cross-appeal. Cause to be submitted on October 28, 2002.

CIVIL DAVID PASQUEL
No. v.
G029638 AIRTOUCH COMMUNICATIONS, INC.

Merits. Cause called. Thomas A. Pistone argues for appellant. Kimberly R. Sayers-Fay argues for respondent. Cause to be submitted on October 28, 2002.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 21, 2002 (Cont'd)**

Court reconvened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are O'Leary, Acting P.J., Moore, J., and Aronson, J. M. Urena, Deputy Clerk attending.

CIVIL OLDCASTLE FURNITURE INC.
No. v.
G030090 GOLDEN TADCO INTERNATIONAL CORP.

Merits. Cause called. Annabelle M. Harris argues for appellant. Richard B. Rudolph argues for respondent. Cause submitted.

CIVIL DENNIS BARNES
No. v.
G026768 JAMES YOSHIKAWA

Merits. Cause called. Richard E. Donahoo argues for appellant. Jeffrey C. Moffatt argues for respondent. Cause submitted.

CIVIL COUNTY OF ORANGE
No. v.
G029694 DENNIS HARRIS

Merits. Cause called. Richard Haeussler argues for appellant. No appearance made by Mary A. Roth, Deputy Attorney General for respondent. Cause submitted.

CIVIL JOHN CALLAN et al.
No. v.
G029020 CITY OF LAGUNA BEACH

Merits. Cause called. J. David Breemer argues for appellants. Robert Owen argues for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 21, 2002 (Cont'd)**

No minutes for this date.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 22, 2002**

Court reconvened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills P.J., Rylaarsdam, J., Bedsworth, J., Moore, J., and Aronson, J. A. Cajigal, Deputy Clerk attending.

CIVIL FRANKLIN OPP
No. v.
G025947 CITY OF HUNTINGTON BEACH PERSONNEL

Merits. Cause called. Bruce A. Barsook argues for appellant. Gregory G. Petersen argues for respondent. Cause submitted.

CIVIL JOHN FISHER
No. v.
G029251 GINSBURG, STEPHAN, ORINGHER & RICHMAN

Merits. Cause called. Douglas L. Nicholson argues for appellant. Josephine M. Chow argues for respondent. Cause submitted.

CIVIL GUADALUPE C.
No. v.
G030274 SOCIAL SERVICES AGENCY

Merits. Cause called. No appearance by appellant in propria persona. Robert G. Overby argues for respondent and Jacquelyn E. Gentry argues for minor. Cause submitted.

CIVIL GARFIELD COY
No. v.
G029348 COUNTY OF ORANGE

Merits. Cause called. William C. Kersten argues for appellant. Mary Dahlberg, Deputy Attorney General argues for respondent. Cause submitted.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 22, 2002 (Cont'd)**

CIVIL TRAVEL AMERICA
No. v.
G028513 &
G028738 CAMP COAST TO COAST INC. et al.

Merits. Cause called. David E.R. Woolley argues for appellant. Michael A. Sherman argues for respondents. Cause to be submitted on November 4, 2002.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 22, 2002 (Cont'd)**

Court reconvened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., Rylaarsdam, J., O'Leary, J., Moore, J., and Aronson, J. M. Urena, Deputy Clerk attending.

CIVIL REALNETWORKS, INC.
No. v.
G030722 SUPERIOR COURT;
 KEN MACDONALD et al.

Merits. Cause called. Todd C. Jacobs argues for petitioner. Jeffrey Wilens argues for real parties in interest. Cause submitted.

CIVIL YACoub NASHED
No. v.
G029034 LUXOR INVESTMENT, INC.
Merits. Cause called. Stephen W. Johnson argues for appellant. Ronald D. Steinbach argues for respondent. Cause submitted.

CIVIL DANIEL DOOLAN
No. v.
G029387 COX ENTERPRISES, INC. et al.

Merits. Cause called. Marie A. Backes argues for appellant. Christopher Q. Britton argues for respondents. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 22, 2002 (Cont'd)**

CIVIL No. G025096	PROFESSIONAL AUDIO CONCEPTS, INC. v. VISION VENTURES, INC. et al.	Not for publication
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Opinion filed. Judgment dismissed.

O'Leary, J.

We concur: Sills, P.J.
Rylaarsdam, J.

CIVIL No. G028631	HEWLETT PACKARD COMPANY v. UNIPRISE SYSTEMS, INC.	Not for publication
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Opinion filed. Judgment reversed in part and affirmed in part.

O'Leary, J.

We concur: Rylaarsdam, Acting P.J.
Fybel, J.

CRIM No. G028810	THE PEOPLE v. MIGUEL ALONSO NAVA	Not for publication
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Opinion filed. Judgment affirmed.

O'Leary, J.

We concur: Rylaarsdam, Acting P.J.
Aronson, J.

CIVIL No. G029328	PROFESSIONAL DETAILERS, INC. v. GREG HEMMERICK	Not for publication
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Opinion filed. Judgment affirmed.

O'Leary, J.

We concur: Rylaarsdam, Acting P.J.
Fybel, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 22, 2002 (Cont'd)**

CIVIL
No.
G030539

MINH PHUC TRAN
v.
THE SUPERIOR COURT OF ORANGE COUNTY;
GARDEN GROVE POLICE DEPARTMENT

Not for publication

Opinion filed. Petition granted.

By the Court

Before Sills, P.J., Rylaarsdam, J., and O'Leary, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 23, 2002**

Court reconvened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Rylaarsdam, Acting P.J., Moore, J., and Fybel, J. M. Urena, Deputy Clerk attending.

CIVIL ROBERT SULLINGER
No. v.
G028868 HELEN SULLINGER

Merits. Cause called. No appearance made by Brian G. Saylin for appellant. No appearance made by Lisa Hughes for respondent. Respondent waived oral argument. Cause submitted.

CIVIL ACTS FOR CHILDREN
No. v.
G029006 ANGELA GALIOTO et al.

Merits. Cause called. Robert E. Currie argues for appellant Angela Galioto. Alan J. Freisleben argues for appellant Kenneth Gorman. Ronald M. Katzman argues for appellant David Francuz. Paul A. Bokota argues for respondent Acts for Children. Cause submitted.

CIVIL ACTS FOR CHILDREN
No. v.
G029463 ANGELA GALIOTO et al.

Merits. Cause called. Paul A. Bokota argues for appellant Acts for Children. Eric M. Katz argues for respondent Angela Galioto. Alan J. Freisleben argues for respondent Kenneth Gorman. Ronald M. Katzman argues for respondent David Francuz. Cause submitted.

CIVIL JOHN KOCINSKI, INC. et al.
No. v.
G028045 BELL MOTORCYCLE EUROPE S.R.L.

Merits. Cause called. David A. Senior argues for appellant Bell Motorcycle Europe S.R.L. Scott W. McEwen argues for respondents and cross-appellants John Kocinski, Inc. and John Kocinski. James E. Ross argues for cross-respondent Bell Helmets, Inc. Daniel S. Rodman argues for cross-respondents Matrix Sports Group, L.L.C. et al. Cause submitted.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 23, 2002 (Cont'd)**

CIVIL	ROGERT MILLER et al.
No.	v.
G030054	LAWRENCE SILVER et al.

Merits. Cause called. Mark E. Field argues for appellants. Herbert J. Patt argues for respondents. Appellants and respondents to file supplemental letter briefs by November 8, 2002, at 4:00 p.m. Cause to be submitted on November 8, 2002.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 23, 2002 (Cont'd)**

Court reconvened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., Rylaarsdam, J., and Bedsworth, J. M. Urena, Deputy Clerk attending.

CIVIL MARIANNE COHEN
No. v.
G028284 H. GEORGE BRENNAN et al.

Merits. Cause called. Steven A. Silverstein argues for appellant. Robert H. Wright argues for respondents. Cause submitted.

CIVIL MARK FICCO
No. v.
G028920 HENRY G. BRENNAN et al.

Merits. Cause called. Joshua M. Wolff argues for appellants. Steven A. Silverstein argues for respondent. Cause submitted.

CIVIL PATRICIA SINDLER
No. v.
G028817 H. GEORGE BRENNAN et al.

Merits. Cause called. Mark W. Huston argues for appellant. Eva S. Halbreich argues for respondents. Cause submitted.

CIVIL MISHel TEHRANI
No. v.
G027876 ST. JOHN KNITS, INC. et al.

Merits. Cause called. Russel H. Beatie argues for appellant. William S. Dato argues for respondent Kenneth O. Hill. Cause submitted.

CIVIL HOWARD JARVIS TAXPAYERS ASSOCIATION
No. v.
G029292 CITY OF HUNTINGTON BEACH

Merits. Cause called. Steven L. Mayer argues for appellant. Timothy A. Bittle argues for respondent. Cause submitted.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 23, 2002 (Cont'd)**

CIVIL MARK SALZETTI et al.

No. v.

G028887 BRIGHTON-BRANDON YORBA LINDA ASSOCIATES et al.

G028889

Merits. Cause called. David G. Epstein argues for plaintiffs and appellants Ronald Salzetti et al. William J. Ingalsbe argues for defendants, appellants and respondents Owl Rock Products Co. et al. Robert Carlson argues for defendants and appellants Brighton-Brandon Yorba Linda Associates et al. Barry C. Vaughan argues for plaintiffs and respondents Steve Altschuler et al. Russell Franklin argues for defendant and respondent James Mock Inc. Appellants and respondents may file supplemental letter briefs by November 6, 2002, by 4:00 p.m. Cause to be submitted on November 6, 2002, by 4:00 p.m.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 23, 2002 (Cont'd)**

CIVIL No. G028705	TRAVELMAX INTERNATIONAL, INC. et al. Not for publication v. GERALD KELLY et al.
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Opinion filed. Judgment is affirmed.

Rylaarsdam, Acting P.J.

We Concur: Aronson, J.
Fybel, J.

CRIM No. G030197	THE PEOPLE v. RONALD JOHN MARTINEZ, JR.	Not for publication
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Opinion filed. Judgment is affirmed.

By the Court

Before Sills, P.J., O'Leary, J. and Fybel, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 24, 2002**

Court reconvened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., O'Leary, J., Moore, J., and Fybel, J. A. Cajigal, Deputy Clerk attending.

CIVIL DVI, INC.
No. v.
G030673, DALE PAPWORTH
G030770 &
G030772

Merits. Cause called. Finley L. Taylor argues for petitioner. Jeffrey B. Gardner argues for real party in interest. Cause submitted.

CIVIL ST. JUDE HOSPITAL et al.
No. v.
G029276 ASSOCIATED CLAIMS MANAGEMENT

Merits. Cause called. Cynthia E. Tobisman argues for appellant. Daniel J. Yourist argues for respondent. Cause submitted.

CIVIL ORANGE COUNTY DISTRICT ATTORNEY'S OFFICE
No. v.
G030680 L.A. TIMES

Merits. Cause called. Nicole A. Sims, Deputy County Counsel argues for petitioner. Alonzo Wickers IV argues for real party in interest. Cause submitted.

CIVIL LAWYERS TITLE CO.
No. v.
G029096 TUSTIN THRIFT & LOAN ASSOCIATION

Merits. Cause called. Ronald D. Steinback argues for appellant. Lance G. Green argues for respondent. Cause submitted.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 24, 2002 (Cont'd)**

CIVIL MANUEL GONZALEZ et al.
No. v.
G029129 PACIFIC BELL et al.

Merits. Cause called. Shapleigh H. Kimes argues for appellant Manuel Gonzalez. Damon C. Anastasia argues for appellant Kajima Engineering & Construction. Mark P. Geffon argues for respondents Pacific Bell et al. Cause submitted.

CIVIL JOSEPH RAVENNA
No. v.
G029338 JUDY SHALLENBERGER

Merits. Cause called. Jon Eardley argues for appellant. Paul W. Davis argues for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 24, 2002 (Cont'd)**

CRIM	THE PEOPLE	Not for publication
No.	v.	
G028205	RACHEL SILVAS	

Opinion filed. Judgment affirmed as modified.

Aronson, J.

We concur: Sills, P.J.
Moore, J.

CIVIL	VIKKI LEONE SHANNON	Not for publication
No.	v.	
G030076	STEVEN GOURLEY, as Director, etc.	

Order filed modifying opinion; no change in judgment.

Aronson, J.

We concur: Rylaarsdam, Acting P.J.
Fybel, J.

CIVIL	ORANGE COUNTY SOCIAL	Not for publication
No.	SERVICES AGENCY	
G030531	v.	
	E. A.	

Opinion filed. Order affirmed.

Fybel, J.

We concur: Rylaarsdam, Acting P.J.
O'Leary, J.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 25, 2002**

Court reconvened at 9:30 a.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Sills, P.J., Rylaarsdam, J., Bedsworth, J., O’Leary, J., Aronson, J., and Fybel, J. M. Urena, Deputy Clerk attending.

CIVIL PAT J. ROSEN
No. v.
G025653 BRUCE D. ROSEN
G028299

Merits. Cause called. Richard A. Rosen argues for appellant. No appearance made by counsel for respondent. Cause submitted.

CIVIL FARIDEH NASSARIAN et al.
No. v.
G029272 CYRUS AFRASIABI et al.

Merits. Cause called. Megan Wagner argues for appellants. Robert M. Popeney argues for respondents. Cause submitted.

CIVIL ALICE JOHNSON et al.
No. v.
G029744 CITY OF WESTMINSTER et al.

Merits. Cause called. Geoffrey C. Lyon argues for appellants. Stephen J. Martino argues for respondents County of Orange and Sharon Baker. Peter J. Ferguson argues for respondent City of Westminster. Cause submitted.

CIVIL MAGNA ENTERPRISES, INC.
No. v.
G029055 FIDELITY NATIONAL TITLE INSURANCE COMPANY

Merits. Cause called. Jeffrey E. Thomas argues for appellant. Lori S. Carver Hershorin argues for respondent. Cause submitted.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 25, 2002 (Cont'd)**

CIVIL BETH SWANSON
No. v.
G029584 SHELTER INSURANCE COMPANIES

Merits. Cause called. David R. Coffman argues for appellant. Robert A. Muhlbach argues for respondent. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 25, 2002 (Cont'd)**

Court reconvened at 1:30 p.m. in the courtroom located at 925 N. Spurgeon Street, Santa Ana, California 92701. Panel members are Bedsworth, Acting P.J., Aronson, J., and Fybel, J. M. Urena, Deputy Clerk attending.

CIVIL MURRIETTA CAR WASH et al.
No. v.
G029098 NORTH COUNTY BANK

Merits. Cause called. Douglas B. Vanderpool argues for appellants. Andrew J. Guilford argues for respondent. Cause submitted.

CIVIL DOROTHY L. LICORISH
No. v.
G028516 KENRICK A. LICORISH

Merits. Cause called. Appellant Kenrick L. Licorish argues on his own behalf. Steven E. Briggs argues for respondent. Cause submitted.

CIVIL LISSA MARTINEZ et al.
No. v.
G029777 JAMES SWARTZBAUGH et al.

Merits. Cause called. David Hoffman argues for appellants. W. Patrick Grimm argues for respondents EMAP USA, Inc. et al. Jack H. Snyder argues for respondents James Swartzbaugh et al. Cause submitted.

CIVIL PATRICIA HANSEN
No. v.
G029672 LOREN HANSEN

Merits. Cause called. Barry A. Bisson argues for appellant. Theodore M. Hankin argues for respondent. Cause submitted.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 25, 2002 (Cont'd)**

CIVIL EBRAHIM DUEL et al.
No. v.
G029298 LATINO HEALTH SERVICES MEDICAL GROUP, INC. et al.

Merits. Cause called. James M. Hester argues for appellants. Robert T. Lemen argues for respondents. Cause submitted.

Court declared a recess.

**State of California, Court of Appeal
Fourth Appellate District, Division 3
October 25, 2002 (Cont'd)**

CIVIL No. G028214	ADRIENNE MARTIN v. KING-TEK WIRE EDM, INC.	Not for publication
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Opinion filed. Order affirmed.

Aronson, J.

We concur: O'Leary, Acting P.J.
Moore, J.

CIVIL No. G028805	MILDRED ALTIERI v. BOARD OF RETIREMENT OF THE ORANGE COUNTY EMPLOYEES RETIREMENT SYSTEM	Not for publication
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Opinion filed. Judgment affirmed.

Moore, J.

We concur: Bedsworth, Acting P.J.
O'Leary, J.

CIVIL No. G029348	GARFIELD JAMES COY v. CHRISTINE COY; COUNTY OF ORANGE	Not for publication
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Opinion filed. Order affirmed.

Moore, J.

We concur: Sills, P.J.
Rylaarsdam, J.

CIVIL No. G030076	VIKKI LEONE SHANNON v. STEVEN GOURLEY, as Director, etc.	Certified for partial publication
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Order filed. Pursuant to California Rules of Court, rule 978, this opinion, as modified on October 24, 2002, is ordered published, except for section II, subsection C.